

SECRET

JOURNAL

OFFICE OF LEGISLATIVE COUNSEL

Thursday - 29 April 1971

25X1 1. [] Met with Senator George McGovern and Mr. John Holum, of the Senator's staff, in response to the Senator's letter to the Director of 13 April 1971 inquiring about possible Agency knowledge of or indirect involvement in drug traffic in Southeast Asia. (See Memo for Record for details.)

25X1 2. [] Victor Zafra, OMB, called and gave clearance on our sending our proposed letter on S.1438 to Senator Ervin. Zafra said they would have preferred to wait until the Civil Service Commission testifies before the House Post Office and Civil Service Committee on similar legislation, but he said OMB appreciated our desire to set the record straight with Senator Ervin. He said if significant changes are made the Administration could conceivably approve it. On the other hand, it was also quite possible they would seriously consider a veto if such changes are not made. He asked that we eliminate the "advice" sentence of our letter.

25X1 3. [] Ed Braswell, Chief Counsel, Senate Armed Services Committee, called to say General Bruce Holloway, Commander of the Strategic Air Command, will be briefing the Committee tomorrow and asked if one of our "top men" could come up and give Chairman Stennis and him a briefing on the threat at 9:30 tomorrow morning. I called later and advised Mr. Maury and Mr. [] would be there at 9:30 a.m.

25X1A 4. [] In an effort to close out her inquiry last week (see Journal of 26 April), called Miss Rosalind Hoffman, in the office of Representative Robert Drinan, and referred her to House Government Operations Committee reports on the use of polygraphs by the Federal Government. This appeared to satisfy her immediate interest. (The reference to the Committee reports was based upon advice of Messrs. [] and Osborne, Security.)

25X1A Miss Hoffman then asked about the Agency position on Representative Bob Wilson's and Senator Sam Ervin's bills relating to the constitutional rights of employees (H.R. 7199 and S.1438). I told her that in past Congresses the Agency had made its views known to the committees having jurisdiction over this proposed legislation with respect to the need for exemption.

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OFFICE OF LEGISLATIVE COUNSEL

Friday - 23 April 1971

25X1 1. [] I called Mr. A. Sidney Buford, INA, in response to his earlier call to Mr. Houston, OGC, concerning forthcoming hearings in the House Post Office and Civil Service Committee concerning the Ervin bill. I filled Mr. Buford in on the current information available from the Committee and learned that the Department has done little so far in the way of current review on preparation for the hearings. Mr. Buford expressed his appreciation for the call and asked that I contact his assistant, Mr. George C. Denney, the first of the week since he himself will be leaving the city for a week or so.

25X1 2. [] Mr. [], ADDP, and I accompanied Messrs. David Abshire and John Baker, State Department, to a meeting with Chairman George Mahon, House Appropriations Committee, and Mr. Ralph Preston, Staff Assistant, regarding Radio Free Europe and Radio Liberty. See Memo for Record for details.

25X1 3. [] Received a call from Mr. John Martiny, Chief Counsel and Staff Director, House Post Office and Civil Service Committee, concerning Chapter 55 of Title 5 of the United States Code relating to pay administration. In reviewing a draft bill under study by the Committee relating to premium pay for ammunition and explosive handlers, Mr. Martiny noted that the Agency has not been exempted from Section 5541 of Title 5 relating to premium pay and wanted to verify this determination. Since the Agency is not exempted from the terms of the act, he will word the proposed bill coverage to exclude the Agency. In part, Mr. Martiny also noted that this proposal probably will not go far but in any event could not be a vehicle for amending the basic act if the Agency desires formal exclusion at this time. I thanked Mr. Martiny for the call.

cc:

ER

O/DDCI

25X1A Mr. [] Mr. Houston, Mr. Goodwin
DDI DDS DDS&T EA/DDP OPPB

JOHN M. MAURY
Legislative Counsel

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OFFICE OF LEGISLATIVE COUNSEL

Thursday - 22 April 1971

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1. [] After conversation with []
[] OPPB, I told Ralph Preston, House Appropriations Committee staff, that the item on eight Marine details listed in the military justification paper which he mentioned on Tuesday is in error. The correct number for FY 1972 is four not including the DDCI who is a Presidential appointee. I told Mr. Preston that in any event we do not want the item published if it can be avoided. He thanked me for the advice.

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2. [] Talked to Mr. [] General Counsel, NSA, who told me that Admiral Gayler, Director, NSA, met with Chairman Hanley, Employee Benefits Subcommittee, House Post Office and Civil Service Committee, this morning and found him apparently receptive. Chairman Hanley accepted an invitation to NSA probably after he returns from a trip out of the country which will take him away from Washington from 23 April to 3 May. [] told me that he learned separately that Chairman Hanley intends at this time to schedule hearings on "Ervin bill legislation" starting around 11 May and running through 30 May. I thanked [] for the information.

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3. [] Following up on my conversation with Dave Abshire, Assistant Secretary of State for Congressional Relations, I called Jack Leahy, of Abshire's office, to say that we were considering a response to Senator McGovern's inquiry about U.S. knowledge of and involvement in drug traffic in Southeast Asia, and would like to coordinate our action with whatever action the Department is taking in response to a similar inquiry to them. Leahy said he was unaware of the McGovern letter but would look into it and let us know how they plan to handle it.

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25X1 4. [] Called Representative Ogden Reid (R., N. Y.)
25X1A and arranged for Mr. [] Deputy SAVA, to brief Mr. Reid at
3:30 p. m. this afternoon in response to Mr. Reid's inquiry to the Director
yesterday regarding the Phoenix program.

25X1 5. [] This afternoon, I discussed with Chairman
F. Edward Hebert, House Armed Services Committee, and Assistant Chief
Counsel Frank Slatinshek, the problem of Representative Charles Bennett's
desire to get on the public record a denial of allegations that the Agency had
been involved in assassinations. I told Mr. Hebert of my conversation with
Mr. Bennett and of the Director's feeling that at least the Agency should take
no initiative in the matter. I said I planned to report this to Mr. Bennett with
the comment that we would defer to the Committee as to whether they thought
any action was called for. Mr. Hebert said he definitely agreed with us that
nothing would be gained by an effort to refute the rumors in question, and he
would take this position with Mr. Bennett if queried.

25X1 6. [] Met with Mr. John Martiny, Staff Director,
House Post Office and Civil Service Committee, who told me that he has not
yet met with Mr. Victor Smirolodo, of the Committee staff, to discuss the hearings
planned by Representative Hanley on the question of protection of constitutional
rights of Federal employees. Mr. Martiny stated that he does not see that
anything would be accomplished by having Agency witnesses appear before the
Hanley Subcommittee on Employee Benefits at this time since we have given
extensive testimony on the previous bill and the Subcommittee hearings are
scheduled as open hearings. Being open hearings, the Agency would be limited
in the arguments it could present on its own behalf. This, of course, is a
matter to be discussed with Mr. Hanley after Martiny and Smirolodo have gotten
their heads together. Separately, Martiny noted that he will raise the general
question of Agency interest in this legislation with the Chairman of the full
Committee (Representative Dulski) and find out when Mr. Dulski would want
us to meet with him.

25X1 7. [] Met with Mr. Charles Whitley, Administrative
Assistant to Representative David Henderson (D., N. C.), and told him that our
office is in contact with the Office of Legislative Relief, Department of Army, and
will be the point of contact for any information Army might need from the Agency
25X1C in reporting on [] Henderson's bill for the relief of []
25X1C [] Mr. Whitley expressed Mr. Henderson's appreciation for the follow-up
on this matter and told me that Henderson feels quite strongly about the bill. In
the event of an unfavorable report by the military, Henderson may request formal
hearings and testimony on the matter.

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25X1 5. [] Met with Bill Woodruff, Counsel, Senate Appropriations Committee, whom I briefed on Soviet ICBM deployment, ABM developments; ChiCom nuclear facilities; surface-to-air installations in Egypt; and Soviet "Salyut" launch.

I explained to Woodruff our plans for a solution to Radio Free Europe and Radio Liberty. He said he could not predict Senator Ellender's reaction to such a proposal, but at least initially it would probably be unfavorable. Woodruff offered his personal advice that the Agency should not use up its limited capital with Senator Ellender in order to save the Radios--that we 'might need it more later.'

25X1 6. [] Talked to Mr. Pat Holt, Senate Foreign Relations Committee staff, who said they would like to schedule the Director to appear before Senator Frank Church's Subcommittee on Western Hemisphere Affairs to discuss U.S. policies and programs in Brazil on Tuesday or Wednesday, 4 or 5 May. Holt said that they would particularly like to make sure that [] is "in the vicinity." He said he considered [] the out-
25X1A standing U.S. expert on Brazil and even if he didn't actually testify the Subcommittee would like to have him available so the Director could refer questions to him if he so desired. I told Holt we wanted to be helpful but this was something we just couldn't do. As an alternative, I suggested he provide us with questions before the hearing on which we would be sure to get the benefit of any input [] could provide before appearing. Holt
25X1A said he thought this might work if we would be sure our answers to these questions were in no way coordinated with State or Defense. I said he could be sure our answers would be our own. He said he would try to get the Committee's approval in arranging this but could not make any commitment in advance.

25X1A

25X1 7. [] Called John Martiny, House Post Office and Civil Service Committee staff, to say that we had sent over a letter to Chairman Hanley, Employee Benefits Subcommittee, indicating our concern about legislation before his Subcommittee similar to the Ervin bill and suggesting that he note this letter and let us know when it would be possible for us to meet with him (Martiny) and Chairman Hanley to discuss our problem in more detail. He said hearings were already scheduled and he would be in touch with us shortly.

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25X1 9. [] This morning called James Woolsey, Senate Armed Services Committee staff, who confirmed that he had passed the above information re the new Soviet ICBM silos, renewed work on the Moscow ABM system, etc., on which he had been briefed by Mr. Duckett on 16 April, to Chairman Stennis but he had not briefed Senator Margaret Chase Smith. He suggested we arrange to brief Senator Smith directly.

25X1 10. [] Met with Mr. Jerome S. Adlerman, Permanent Subcommittee on Investigations staff, Senate Committee on Government Operations, who gave me a brief rundown on the Committee review of narcotics traffic in the Far East. Although they have a continuing interest, their last publication on this point is in the hearings of August 1964. I thanked Mr. Adlerman for the information.

25X1 11. [] Met with Mr. Ralph Preston, House Appropriations Committee staff, and discussed with him some of the considerations relating to the RFE/RL appropriations problem. It is Mr. Preston's opinion that the Committee would have little difficulty with a separate appropriation to a semi-governmental organization which was formed to channel funds to activities such as RFE/RL. It is his feeling, however, that legislation establishing such an organization could well get a rough time going through the Congress and particularly the Senate at this time.

25X1A While I was with Mr. Preston, he asked if the Agency was familiar with a Marine Corps budget justification item that includes Marine Corps personnel detailed to the Central Intelligence Agency. Bob Foster, at DOD, had called Mr. Preston for advice before releasing the justification paper. I told Mr. Preston I would check the matter and be back in touch as soon as possible. Mr. [] OPFB, has been advised.

25X1 12. [] Met with Mr. Victor Smirollo, Acting Chief Counsel, House Post Office and Civil Service Committee, and delivered the Agency's response to Chairman Hanley's letter concerning upcoming hearings on the constitutional rights of Federal employees. Mr. Smirollo advised that Representative Hanley (D., N.Y.) is not expected back before tomorrow and that our letter would be forwarded on to him at that time.

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